# MICHIGAN HOUSE OF REPRESENTATIVES

# **DAILY CALENDAR**

WEDNESDAY, MAY 25, 2005 1:00 p.m.

#### MOTIONS AND RESOLUTIONS

# HB 4402 Rep. Hansen

Education; employees; background check on special education personnel employed by public schools; require.

— 1 <del>—</del>

Amends secs. 1230 & 1230a of 1976 PA 451 (MCL 380.1230 & 380.1230a).

(Notice of intent to discharge from the Committee on Education given by Rep. Hopgood May 4, 2005.)

(Motion to discharge; passed for day May 5, 2005.)

2

#### **HB** 4758 Rep. Kathleen Law

Environmental protection; landfills; solid waste; establish disposal charge.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 11532a & 11532b.

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kathleen Law May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

3

# HB 4759 Rep. Espinoza

Environmental protection; funding; earmarking of surcharge on solid waste entering landfills; provide for.

Amends secs. 11502, 11503, 11504, 11505 & 11506 of 1994 PA 451 (MCL 324.11502 et seq.); adds secs. 11532c, 11532d, 11532e, 11532f, 11532g & 11532h & repeals sec. 11532h of 1994 PA 451 (MCL 324.11532h).

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Espinoza May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

4

# **HB** 4760 Rep. Kehrl

Environmental protection; landfills; moratorium on landfill new construction and expansion; provide for.

Amends sec. 11511a of 1994 PA 451 (MCL 324.11511a) & repeals sec. 11511a of 1994 PA 451 (MCL 324.11511a) & enacting section 1 of 2004 PA 38.

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kehrl May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

#### MOTIONS AND RESOLUTIONS

# **HB** 4761 Rep. Miller

Environmental protection; landfills; list of jurisdictions authorized to export waste to Michigan; require updating of and removal of jurisdictions whose waste contains prohibited materials.

Amends sec. 11526b of 1994 PA 451 (MCL 324.11526b).

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Miller May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

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# **HB** 4762 Rep. McDowell

Environmental protection; solid waste; civil infractions for solid waste violations; establish.

Amends secs. 11546 & 11549 of 1994 PA 451 (MCL 324.11546 & 324.11549).

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. McDowell May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

### MESSAGES FROM THE SENATE

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#### **HB** 4405 Rep. Whitmer

Health; pharmaceuticals; prohibition against mail-order pharmacies; eliminate.

Amends secs. 17708, 17751 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day May 17, 2005.)

(I.E. House April 21, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

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# **HB** 4434 Rep. Hummel

Health; pharmaceuticals; prohibition against mail order pharmaceuticals and centralized prescription processing; eliminate prohibition and provide for.

Amends secs. 17708, 17751, 17752 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.) & adds sec. 17753.

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day May 17, 2005.)

(I.E. House April 21, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

### MESSAGES FROM THE SENATE

9

#### **HB** 4450 Rep. Robertson

Vehicles; title; perfection of a security interest in a motor vehicle; provide for.

Amends sec. 217 of 1949 PA 300 (MCL 257.217).

(Returned from Senate with amendments and immediate effect; laid over 1 day May 17, 2005.)

(I.E. House April 27, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate amendments, see House Journal No. 42, page 631 or Session Website.)

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### HB 4451 Rep. Green

Vehicles; title; perfection of a security interest in a watercraft; provide for.

Amends sec. 80320 of 1994 PA 451 (MCL 324.80320).

(Returned from Senate with amendments and immediate effect; laid over 1 day May 17, 2005.)

(I.E. House April 27, 2005.)

(For Senate amendments, see House Journal No. 42, page 631 or Session Website.)

# HB 4452 Rep. Hunter

Mobile homes; title; perfection of a security interest in a mobile home; provide for.

Amends sec. 30d of 1987 PA 96 (MCL 125.2330d).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day May 17, 2005.)

(I.E. House April 27, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

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# **HB** 4453 Rep. Dillon

Vehicles; title; perfection of a security interest in an off-road vehicle; provide for.

Amends sec. 81108 of 1994 PA 451 (MCL 324.81108).

(Returned from Senate with amendments and immediate effect; laid over 1 day May 17, 2005.)

(I.E. House April 27, 2005.)

(For Senate amendments, see House Journal No. 42, page 631 or Session Website.)

# THIRD READING

13

# **HJR** C Rep. Moolenaar

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art. VIII of the state constitution.

(Reported by the Committee on Education.)

(Not adopted; notice of intent to reconsider vote given by Rep. Ward May 3, 2005.)

(Vote reconsidered; passed for day May 4, 2005.)

(For House substitute (H-4), see Session Website.)

#### THIRD READING

\_\_\_\_ 14 \_\_\_\_\_

# **HB** 4037 Rep. Condino

Health; pharmaceuticals; toll-free number for information regarding prescription drug programs; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9171.

(Reported by the Committee on Health Policy.) (For House substitute (H-1), see Session Website.)

<del>\_\_\_\_ 15 \_\_\_\_\_\_</del>

# **HB** 4774 Rep. Kolb

Environmental protection; water pollution; baseline environmental assessment program; extend sunset to 2006.

Amends sec. 20129a of 1994 PA 451 (MCL 324.20129a).

(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)

(For House substitute (H-1), see Session Website.)

#### **SECOND READING**

\_\_\_\_\_ 16 \_\_\_\_\_

# **HB** 4374 Rep. Marleau

Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.

(Pursuant to Section 24.245a of the Michigan Compiled Laws, placed on calendar.)

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#### HB 4403 Rep. Walker

Occupations; physicians; delegation of certain acts, tasks, or functions to a certified surgical technologist or certified surgical first assistant; allow under certain circumstances.

Amends sec. 16215 of 1978 PA 368 (MCL 333.16215).

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

\_\_\_\_ 18 \_\_\_\_\_

# HB 4108 Rep. Mayes

Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for. Amends 1961 PA 236 (MCL 600.101 - 600.9947) by

adding secs. 2975 & 2976.

(Reported by the Committee on Agriculture.)

(For proposed House substitute (H-3), see Session Website.)

### SB 170 Sen. Patterson

Crimes; domestic violence; certain warrant and police policies for domestic violence involving individuals who have had a dating relationship; establish and revise other sentencing guideline provisions.

Amends sec. 1a, ch. IV, sec. 16a, ch. IX, sec. 22, ch. XVI & secs. 15g, 16m & 16s, ch. XVII of 1927 PA 175 (MCL 764.1a et seq.).

(Reported by the Committee on Judiciary.)

Website.)

**4360** Rep. Bieda

and Career Preparation.)

# SECOND READING \_\_\_\_ 20 \_\_\_\_\_ **HB** 4204 Rep. Gosselin Sales tax; collections; sales tax collection on gasoline; provide for cap. Amends sec. 4a of 1933 PA 167 (MCL 205.54a). (Reported by the Committee on Tax Policy.) (For proposed House substitute (H-3), see Session Website.) — 21 — HB 4206 Rep. Stakoe Construction; other; standards and administrative process regarding conflict of interest; provide for inspectors in buildings trades. Amends sec. 10 of 1986 PA 54 (MCL 338.2310). (Reported by the Committee on Local Government and Urban Policy.) (For proposed House substitute (H-3), see Session Website.) \_\_\_\_ 22 \_\_\_\_\_ 4207 Rep. Stakoe HB Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest. Amends sec. 39 of 2002 PA 733 (MCL 338.3549). (Reported by the Committee on Local Government and Urban Policy.) 4208 Rep. Stakoe HB Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest. Amends sec. 7a of 1956 PA 217 (MCL 338.887a). (Reported by the Committee on Local Government 4209 Rep. Stakoe Construction HB Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest. Amends 1984 PA 192 (MCL 338.971 - 338.988) by adding sec. 13a. (Reported by the Committee on Local Government and Urban Policy.) \_\_\_\_ 25 \_\_\_\_\_ HB 4257 Rep. Walker Taxation; farmland and open space; agricultural security areas; provide for. Amends heading of pt. 361 of 1994 PA 451 (MCL 324.101 - 324.90106) & adds pt. 363. (Reported by the Committee on Natural Resources, **Great Lakes, Land Use, and Environment.)** (For proposed House substitute (H-1), see Session

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Higher education; community colleges; removal of board

(Reported by the Committee on Higher Education

members who miss board meetings without valid excuses;

Amends sec. 157 of 1966 PA 331 (MCL 389.157).

#### SECOND READING

\_\_\_\_ 27 \_\_\_\_\_

# **HB** 4235 Rep. Nitz

Transportation; other; requirement of 2% biodiesel to be included in fuel products; provide for.

Amends secs. 2, 3 & 5 of 1984 PA 44 (MCL 290.642 et seq.).

(Reported by the Committee on Agriculture.)

\_\_\_\_\_ 28 \_\_\_\_\_

# HB 4541 Rep. Byrum

Liquor; other; motorsports entertainment complexes with 1,500 or more seats; allow patrons to bring in their own alcoholic beverages under certain circumstances.

Amends sec. 518 of 1998 PA 58 (MCL 436.1518).

(Reported by the Committee on Regulatory Reform.) (For proposed House substitute (H-2), see Session Website.)

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#### 301 Sen. Gilbert SB

State; identification cards; heart logo on personal identification cards: allow.

Amends secs. 1 & 2 of 1972 PA 222 (MCL 28.291 & 28.292).

(Reported by the Committee on Transportation.) (For Senate substitute (S-1), see Session Website.)

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# **HB** 4133 Rep. Mortimer

Civil procedure; service of process; prohibition of process service on Sunday and election day; repeal.

Repeals sec. 1831 of 1961 PA 236 (MCL 600.1831).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-2), see Session Website.)

SB 195 Sen. Garcia

Health; code; administrative civil fine for operation of an agricultural labor camp without a license; provide for.

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Amends secs. 12411 & 12431 of 1978 PA 368 (MCL 333.12411 & 333.12431).

(Reported by the Committee on Agriculture.) (For Senate substitute (S-1), see Session Website.)

SB 225 Sen. Brown

Agriculture; other; agriculture tourism advisory commission; create within department of agriculture.

Creates & repeals new act.

(Reported by the Committee on Agriculture.)

(For proposed House substitute (H-2), see Session

(For Senate substitute (S-2), see Session Website.)

### SECOND READING

\_\_\_\_ 33 \_\_\_\_\_

#### SB 226 Sen. Gilbert

Agriculture; other; agriculture and rural community advisory council; create within department.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 23.

(Reported by the Committee on Agriculture.)

(For proposed House substitute (H-4), see Session

(For Senate substitute (S-2), see Session Website.)

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#### **HB** 4597 Rep. Mortimer

Crimes; lewdness; penalties for indecent exposure while engaging in a lewd and lascivious act; provide for.

Amends sec. 335a of 1931 PA 328 (MCL 750.335a).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

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#### HB **4598** Rep. Jones

Criminal procedure; sex offender registration; crime of indecent exposure while engaging in a lewd and lascivious act; include under sex offender registration requirements.

Amends sec. 2 of 1994 PA 295 (MCL 28.722).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

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#### HB **4599** Rep. Elsenheimer

Criminal procedure; sentencing guidelines; indecent exposure while engaging in a lewd and lascivious act; include in guidelines.

Amends sec. 16q, ch. XVII of 1927 PA 175 (MCL 777.16q).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session Website.)

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#### 4274 Rep. Vander Veen HB

Insurance; third party administrators; disclosure of certain claims history to certain persons; provide for.

Amends sec. 34 of 1984 PA 218 (MCL 550.934) & adds

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

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# HB 4444 Rep. Pavlov

Natural resources; soil and erosion; soil erosion and sedimentation control program; provide for general permits under certain circumstances.

Amends secs. 9105 & 9106 of 1994 PA 451 (MCL 324.9105 & 324.9106) & adds secs. 9106a & 9115a.

(Reported by the Committee on Natural Resources, **Great Lakes, Land Use, and Environment.)** 

(For proposed House substitute (H-1), see Session Website.)

#### SECOND READING

\_\_\_\_ 39 \_\_\_\_\_

#### SB 282 Sen. Gilbert

Natural resources; soil and erosion; soil erosion and sedimentation control program; provide for general permits under certain circumstances.

Amends secs. 9105 & 9106 of 1994 PA 451 (MCL 324.9105 & 324.9106) & adds secs. 9106a & 9115a.

(Reported by the Committee on Natural Resources, **Great Lakes, Land Use, and Environment.)** 

(For proposed House substitute (H-2), see Session

(For Senate substitute (S-2), see Session Website.)

#### SB 352 Sen. Hardiman

Health; pharmaceuticals; prohibition against mail order pharmaceuticals and centralized prescription processing; eliminate prohibition and provide for.

Amends secs. 17708, 17751, 17752 & 17763 of 1978 PA 368 (MCL 333.17708 et seq.) & adds sec. 17753.

(Reported by the Committee on Health Policy.) (For Senate substitute (S-1), see Session Website.)

# HB 4813 Rep. Booher

Economic development; renaissance zones; number of tool and die companies that constitute a collaborative; clarify. Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).

(Reported by the Committee on Commerce.)

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#### 4814 Rep. Pavlov HB

Economic development; renaissance zones; collaborative agreements, mergers, and changes; allow under certain circumstances.

Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).

(Reported by the Committee on Commerce.)

# HB 4815 Rep. Pearce

Economic development; renaissance zones; qualified collaborative agreement considerations; clarify.

Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).

(Reported by the Committee on Commerce.)

#### HB **4816** Rep. Huizenga

Economic development; renaissance zones; eligibility criteria; modify.

Amends sec. 8d of 1996 PA 376 (MCL 125.2688d).

(Reported by the Committee on Commerce.)

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#### HB **4817** Rep. Caul

Economic development; renaissance zones; definition of recovery zone; provide for.

Amends sec. 3 of 1996 PA 376 (MCL 125.2683).

(Reported by the Committee on Commerce.)

# SECOND READING

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### HB 4818 Rep. Baxter

Economic development; renaissance zones; revocation of designation by local units of government at certain times; provide for.

Amends sec. 8d of 1996 PA 376 (MCL 125.2688d). (Reported by the Committee on Commerce.)

# HB 4819 Rep. Hansen

Economic development; renaissance zones; tax benefits; modify.

Amends sec. 9 of 1996 PA 376 (MCL 125.2689).

(Reported by the Committee on Commerce.)

# STATUTORY COMMITTEE MEETING

**Legislative Retirement Board of Trustees -** Wednesday, May 25, 3:00 p.m., Room 252, Capitol Building

# STANDING COMMITTEE MEETINGS

(For an updated listing of committee meetings, go to http:\\www.michiganlegislature.org and click on Committee Meetings.)